

DEPARTMENT OF BUDGET AND FISCAL SERVICES
CITY AND COUNTY OF HONOLULU
530 SOUTH KING STREET, ROOM 208 • HONOLULU, HAWAII 96813
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KIRK CALDWELL
MAYOR



NELSON H. KOYANAGI, JR.
DIRECTOR

GARY T. KUROKAWA
DEPUTY DIRECTOR

February 18, 2014

The Honorable Ernest Y. Martin
Chair and Presiding Officer
and Members
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawaii 96813

Dear Chair Martin and Councilmembers:

SUBJECT: Resolution for Pedestrian Easement Located
Within the Loading Dock of Marin Tower
TMK: 1-7-002-004

We request your approval to grant a pedestrian easement over a portion of the City's Marin Tower loading dock to the Pacific Gateway Center for the recommended easement fee of \$51,000, based on an appraisal done by the Department of Design and Construction. The total easement fee of \$51,000 will be deposited into the reserve for fiscal stability fund.

The pedestrian easement is designated as Easement 1, as shown colored in yellow on the attached map. The total area for Easement 1 is 372 square feet. The easement over a portion of the Marin Tower loading dock, which is located in the rear of the Pacific Gateway Center building, is the only access for fire escape purposes.

The various City agencies, including the Departments of Community Services and Facility Maintenance, have no objections to the granting of Easement 1 to the Pacific Gateway Center.

RECEIVED
CITY CLERK
C & C OF HONOLULU
2014 MAR -7 PM 3:20

The Honorable Ernest Y. Martin
Chair and Presiding Officer
and Members
February 18, 2014
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A hard copy and diskette containing the proposed Resolution are attached. If you have any questions, please feel free to call me at ext. 83901.

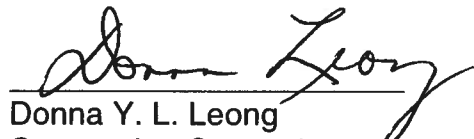
Sincerely,



Nelson H. Koyanagi, Jr., Director
Department of Budget and Fiscal Services

NHK/tn
Attachments

Approved as to
Form and Legality:


Donna Y. L. Leong
Corporation Counsel

APPROVED:


Ember Lee Shinn
Managing Director



RESOLUTION

APPROVING THE GRANT OF PEDESTRIAN EASEMENT 1 TO THE PACIFIC GATEWAY CENTER OVER A PORTION OF THE CITY'S MARIN TOWER LOADING DOCK, TMK: 1-7-002-004.

WHEREAS, Section 46-66, Hawaii Revised Statutes, as amended, (HRS) authorizes each county, subject to council approval, to grant, sell, or otherwise dispose of any easement for particular purposes in perpetuity by direct negotiation or otherwise, subject to reverter to such county upon the termination or abandonment of the specific purpose for which the easement was granted, including easements for any governmental or public utility purpose; and

WHEREAS, the Pacific Gateway Center ("PGC") is requesting a pedestrian easement over a portion of the City's Marin Tower loading dock for fire escape purposes; and

WHEREAS, the Director, Department of Budget and Fiscal Services, has recommended the granting of a perpetual nonexclusive pedestrian easement to PGC for fire escape purposes for the total easement fee of \$51,000, based on an appraisal done by the Department of Design and Construction; and

WHEREAS, the nonexclusive pedestrian easement is designated as Easement 1, with an area of 372 square feet, over a portion of the City's Marin Tower loading dock, identified as TMK: 1-7-002-004, as shown colored in yellow on the map attached as Exhibit A and which is attached hereto and by reference made a part hereof; and

WHEREAS, the various City agencies, including the Departments of Community Services and Facility Maintenance, have no objections to the granting of Easement 1; and

WHEREAS, the grant of the above-described non-exclusive pedestrian easement will be in accordance with Section 46-66, HRS; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu, that it approves the grant of the above-described perpetual nonexclusive easement to PGC; and

BE IT FURTHER RESOLVED that the grant of easement be in accordance with the recommendations of the Director, Department of Budget and Fiscal Services, and/or designee, and with all applicable laws and City policies; and



RESOLUTION

BE IT FURTHER RESOLVED by the Council of the City and County of Honolulu that is approves the deposit of the easement fee of \$51,000 in the reserve for fiscal stability fund; and

BE IT FURTHER RESOLVED that the Director, Department of Budget and Fiscal Services, and/or designee shall be authorized to sign the easement and other necessary documents; and

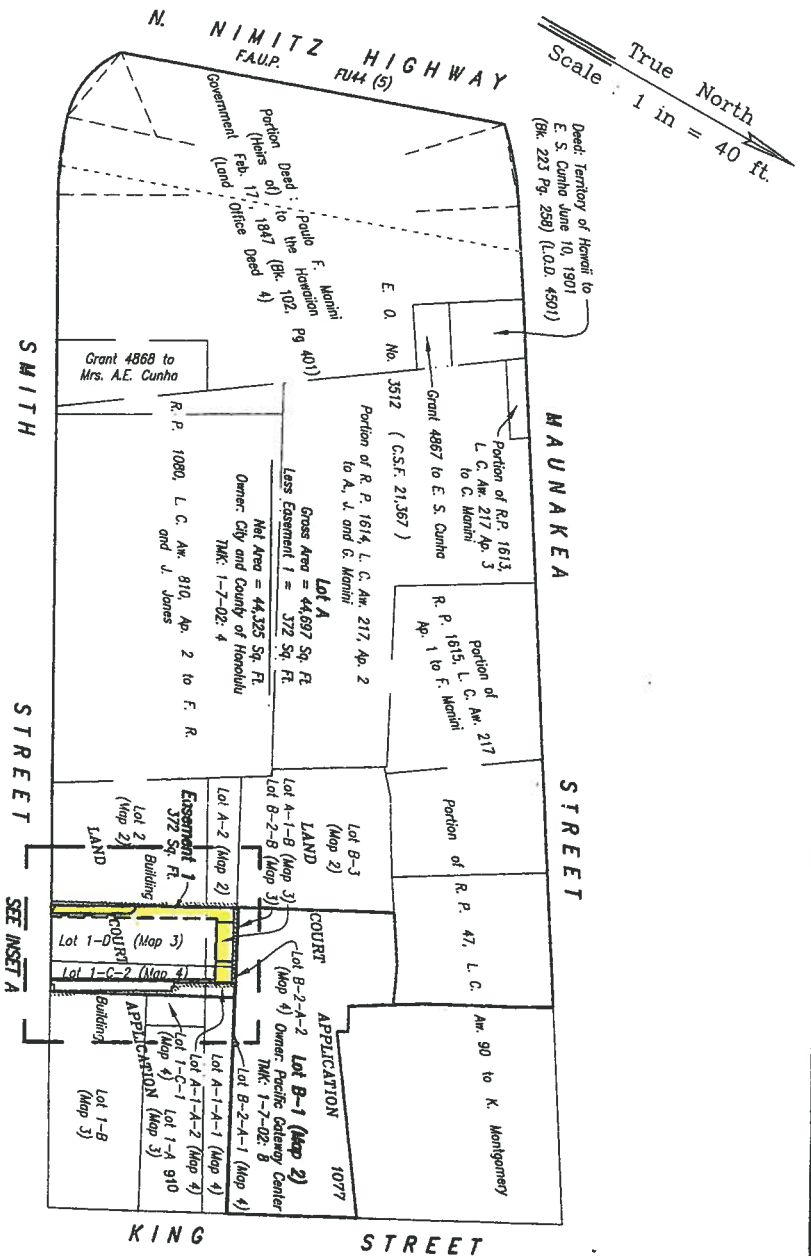
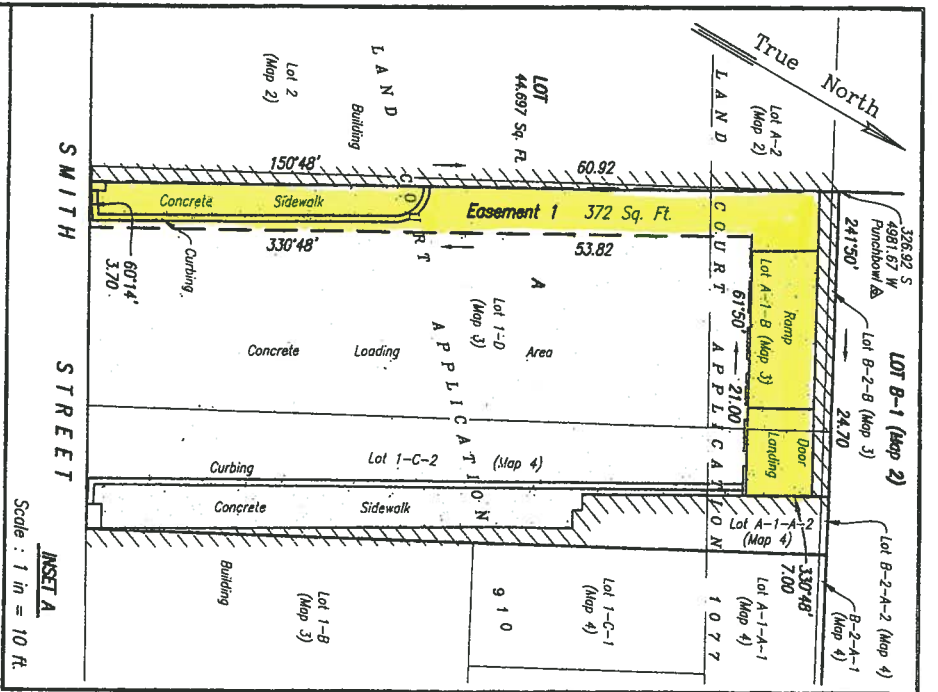
BE IT FINALLY RESOLVED that the Clerk be directed to transmit a certified copy of this resolution to the Director, Department of Budget and Fiscal Services.

INTRODUCED BY:

Councilmembers

DATE OF INTRODUCTION:

Honolulu, Hawaii



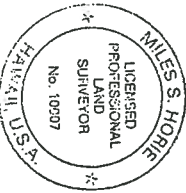
Preliminary Plan Showing

Designation of Easement 1
for Pedestrian Access purposes
affecting Lot A

in favor of Lot B-1 (Map 2)
of Land Court Application 1077
at Honolulu, Oahu, Hawaii
T.M.K.: 1-7-02 : parcel 4
Client: Dr. Tin Myaing Thein

- Note:
1. Zoned (UO) BMX-4
 2. State Land Use : Commercial District
 3. Located in Zone X as shown on FRM Map
Map Revised dated : September 30, 2004
 4. Coordinates and Azimuths referred to "Punchbowl" Δ

This work was prepared by me or
under my direct supervision,
Engineers Surveyors Hawaii, Inc.
Miles S. Hogue
Licensed Professional Land Surveyor
Certificate Number 10007
Exp. 4/30/14



Honolulu, Hawaii
59-50

ENGINEERS SURVEYORS HAWAII, INC.
CIVIL ENGINEERS ~ LAND SURVEYORS ~ CONSTRUCTION MANAGERS

1320 North School Street
July 31, 2009
Updated: March 31, 2010